

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application of:	§	International Class: 36
The Cannon Group of Companies	§	
d/b/a GUNPAL	§	Published: December 8, 2009
	§	
Serial No.: 77/784,325	§	
	§	
Filed: July 18, 2009	§	
	§	
Mark: GUNPAL	§	

Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451

NOTICE OF OPPOSITION

Madam:

Opposer PayPal, Inc. ("PayPal") is a Delaware corporation with its principal place of business at 2211 North First Street, San Jose, California ("Opposer" or "PayPal"). PayPal believes that it will be damaged by the registration of the mark shown in Application Serial No. 77/784,325, filed July 18, 2009 by The Cannon Group of Companies d/b/a GUNPAL. ("Applicant") and hereby opposes this application under the provisions of 15 U.S.C. § 1063 (as amended).

The Commissioner for Trademarks is hereby authorized to draw on the deposit account No. 08-3038, Order No.14482.0056.00US00/Cady for any necessary fees.

Application Serial No. 77/784,325 was filed on July 18, 2009 for the mark GUNPAL (hereinafter "the GUNPAL Mark") for "financial services, namely, assisting others with the completion of financial transactions for stocks, bonds, securities and equities; financial services, namely, providing a virtual currency for use by members of an on-line community via a global

04/15/2010 HPHAM1 00000021 083038 77784325
01 FC:6402 300.00 DA

DM_US:23191200_1

04-12-2010

computer network; financial services, namely, providing for the exchange of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; financial services, namely, providing information in the fields of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; financial services, namely, providing on-line stored value accounts in an electronic environment; financial transaction services, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale” in International Class 36. The application was published for opposition on December 8, 2009.

PayPal has applied for and obtained the necessary extensions of time in which to oppose Application Serial No. 77/784,325 following its publication. This Notice of Opposition is timely filed on April 7, 2010. *See* TBMP §112; 37 CFR §2.196.

As grounds for the opposition, it is alleged that:

PAYPAL’S BUSINESS

1. Founded in 1998, PayPal, Inc. is one of the world’s top online payment processing service companies. PayPal prides itself in being the more secure, safer, easier way to pay and get paid online. In most countries around the world, PayPal’s customers can pay through credit cards or account balances, and in some countries, through bank accounts or buyer credit – without exposing their financial information to merchants.

2. PayPal’s primary website, which it has operated since July 1999, is located at www.paypal.com. The www.paypal.com website generates, on average, nearly 900,000 unique page views per day.

3. PayPal users have opened more than 184 million accounts with over 70 million active accounts worldwide, servicing 190 markets in 23 currencies. Many of the top online

retailers accept PayPal as a method of payment, alongside Visa[®], American Express[®], and MasterCard[®].

4. PayPal has devoted substantial resources to advertise and promote its services and products under the PAYPAL mark, which embodies the substantial goodwill that PayPal has earned as a result of providing high quality services and products. PayPal's advertisements and promotions have appeared on many global sites on the Internet, including the world-famous eBay.com website.

5. PayPal's services enjoy widespread reputation as high-quality, secure, reliable, and user-friendly online payment options, both in the United States and internationally. PayPal is featured as an online payment solution by countless top names in online retail and ticket sales.

6. PayPal has received numerous awards for excellence from the internet industry and the business community, including awards from Time Magazine (Best Cybertech 2000), U.S. News & World Report (Best of the Web), and PC Magazine (Top 100 Web Sites), and over the years has been a multiple-award winner from the Webby Awards (Best Financial Services Site and the Webby People's Voice Awards for Best Financial Services Site) and being named to the CNET Webware 100 (in the categories of commerce and productivity).


PAYPAL'S MARKS

7. Since its financial payment services were launched in October 1999, PayPal has continuously, prominently, and conspicuously used the coined and distinctive mark PAYPAL in interstate commerce in the United States in connection with its goods and services.


8. PayPal is the owner of numerous United States registrations for the mark PAYPAL on the Principal Register (in word mark form and in stylized or design form). These registrations cover a variety of goods and services. Each of these registrations is valid and

subsisting, and in some cases they are now incontestable under the provisions of 15 U.S.C.

§1065. These registrations include the following:

EXHIBIT	TRADEMARK	REG. NO.	REG. DATE	CLASS(ES)
A	PAYPAL	2,646,490	November 5, 2002	36
B	PAYPAL	2,879,561	August 31, 2004	9, 14, 21 & 25
C	PAYPAL	2,959,971	June 7, 2005	9
D	PAYPAL	3,069,209	March 14, 2006	9
E	PAYPAL (Stylized, Two-Tone) 	3,680,256	September 8, 2009	9, 16, 21, 25, 36 and 45

9. In addition to the PAYPAL word marks and stylized marks (hereinafter collectively “the PAYPAL Marks”) noted above, PayPal has a pending U.S. application to register the following mark, which extends its family of PAYPAL marks:

EXHIBIT	TRADEMARK	APPLICATION NO.	APPLICATION DATE	CLASS(ES)
F	PAYPAL X & Design 	77/856,538	October 23, 2009	36

10. PayPal also has extensive common law rights in the PAYPAL Marks, and it uses these marks extensively with its financial services and related goods and services throughout the United States and around the world.

11. PayPal has used the PAYPAL Marks to reach customers throughout the United States and the world. The PayPal service is offered in numerous languages, currently supports

payments in twenty-three currencies including U.S. Dollars, Canadian Dollars, Australian Dollars, Euros, British Pounds Sterling, Japanese Yen, Czech Koruny, Danish Kroner, Hong Kong Dollars, Hungarian Forints, New Zealand Dollars, Norwegian Kroner, Polish Zloty, Singapore Dollars, Swedish Kronor, Swiss Francs, Mexican Pesos , Israeli Shekels, Brazilians reals, Malaysian ringgits, Philippine Pesos, Taiwan New Dollars and Thai Bhat, and is accessible from virtually any location around the globe using the Internet. In addition, PayPal users in 65 countries can receive funds quickly from anyone with an email address and a Visa or MasterCard payment card in the 190 countries and regions around the world.

12. As a result of PayPal's widespread use of the PAYPAL Marks in the United States and around the world, its extensive advertising and promotion, continuous and unsolicited media coverage, the high degree of consumer recognition of the PAYPAL mark, PayPal's vast customer base, and the uniqueness of the PAYPAL mark in its field, among other factors, the PAYPAL mark is famous within the meaning of Section 43(c) of the United States Trademark Act, 15 U.S.C. 1125(c).

13. PAYPAL is an invented, fanciful mark that is highly distinctive. The term PAYPAL has no descriptive meaning as applied to financial services, or to any of the other goods and services covered by PayPal's registrations or in connection with which it uses the PAYPAL Marks.

14. PayPal has expended considerable effort and expense in promoting the PAYPAL Marks, and goods and services offered in connection with these marks, both in the United States and internationally.

15. In addition to its own advertising efforts, PayPal has been the subject of thousands of unsolicited stories in television, radio, and print media, highlighting PayPal's innovative and successful efforts in online person-to-person trading.

16. As a result of PayPal's widespread use of the PAYPAL Marks worldwide, extensive Internet, television, and print advertising and promotion, continuous and unsolicited

media coverage, the high degree of consumer recognition of the PAYPAL Marks, the strong and loyal base of customers that PayPal enjoys for its services, numerous trademark registrations, and the absence of any material use of any highly similar mark by others, among other factors, the PAYPAL Marks are famous within the meaning of Section 43(c) of the United States Trademark Act, 15 U.S.C. §1125(c).

APPLICANT AND ITS PENDING APPLICATION

17. Applicant seeks to register the word mark GUNPAL in connection with “financial services, namely, assisting others with the completion of financial transactions for stocks, bonds, securities and equities; financial services, namely, providing a virtual currency for use by members of an on-line community via a global computer network; financial services, namely, providing for the exchange of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; financial services, namely, providing information in the fields of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; financial services, namely, providing on-line stored value accounts in an electronic environment; financial transaction services, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale” in International Class 36. The application was published for opposition on December 8, 2009.

18. The GUNPAL Mark is highly similar to the PAYPAL Marks. Applicant’s Mark copies the pattern of PAYPAL’s mark by substituting the descriptive or generic term GUN for the word “PAY”; combining it with the completely arbitrary term PAL; and applying it to services identical to those of PayPal. Thus, Applicant has created a “generic plus PAL” mark that emulates and calls to mind PayPal.

19. Applicant’s actual use of the GUNPAL mark confirms its similarity to the PAYPAL Marks, as well as Applicant’s intent to call to mind the PayPal Marks.

20. On information and belief, Applicant touts itself as “an alternative to PayPal that does not discriminate on the nature of your transaction, requiring only that the merchandise or services you purchase be legal.” See printouts of Applicant’s <www.gunpal.com> website attached hereto as Exhibit G. Ultimately, the Applicant has created a mark that conveys the message to consumers that it is “PayPal for guns.”

21. The services offered under the GUNPAL Mark are highly similar and/or identical to those provided by PayPal. Specifically, PayPal provides various online payment and money transfer services under the PAYPAL Marks that enable its users to purchase various goods and services or to send and receive money. Upon information and belief, Applicant offers the same services, and additionally touts itself as enabling the purchase of firearms (i.e., GUNS) and firearm accessories.

22. According to a April 2, 2010 press release, GunPal’s owner “saw a void in the world of firearms sales and filled it with an online payment system solely devoted to firearms and firearm accessories,” noting that “[t]he popular online pay system, Paypal [sic], will not allow users to buy firearms with its service.” See printout of Applicant’s press release posted on the website <www.calguns.net/calgunforum/showthread.php?p=4057839> attached hereto as Exhibit H. Applicant’s services are identical or highly similar to and marketed in the same way as PayPal’s services.

23. Upon information and belief, Applicant selected the GUNPAL Mark with knowledge of and intent to cause confusion with the PAYPAL Marks.

24. PayPal is not affiliated or connected with Applicant or its services; nor has PayPal endorsed or sponsored Applicant or its services.

25. There is no issue as to priority of use. PayPal began using its PAYPAL Marks, and enjoys priority as a result of the filing dates of its trademark registrations, well prior to both

the filing date of and first use in commerce date listed in the application for the GUNPAL Mark (July 18, 2009).

**FIRST GROUND FOR OPPOSITION:
LIKELIHOOD OF CONFUSION**

26. PayPal incorporates by reference paragraphs 1 through 25, inclusive, as if fully set forth here.

27. Registration of Applicant's mark will injure PayPal by causing the public to be confused or mistaken into believing that the services provided by Applicant are endorsed, licensed, or sponsored by PayPal, or that GunPal's services are affiliated with PayPal. PayPal has no control over the nature and quality of the services offered by Applicant under the confusingly similar GUNPAL Mark, and PayPal's reputation and goodwill will be damaged and the value of the PAYPAL Marks jeopardized, all to PayPal's detriment.

28. Any defect, objection or fault found with Applicant's services marketed under the GUNPAL Mark would necessarily reflect upon and seriously injure the reputation that PayPal has established for the goods and services it offers in connection with the PAYPAL Marks.

29. Accordingly, registration of the mark herein opposed will damage PayPal because Applicant's mark is likely, when used on or in connection with the services described in the opposed application, to cause confusion, or to cause mistake or to deceive. Thus Applicant's mark is unregistrable under Sections 2(d) and 3 of the United States Trademark Act, as amended, 15 U.S.C. §§1052 and 1053, and should be refused registration.

**SECOND GROUND FOR OPPOSITION:
DILUTION OF A FAMOUS MARK**

30. PayPal incorporates by reference paragraphs 1 through 29, inclusive, as if fully set forth here.

31. Applicant is using the GUNPAL Mark in commerce, as stated in the application herein opposed.

32. PAYPAL is a fanciful mark and is thus highly distinctive of PayPal's goods and services.

33. PayPal has used the PAYPAL Marks since at least October 1999 for online payment processing and money transfer services, and has expanded use of the PAYPAL Marks to other related goods and services, as alleged. PayPal has used the PAYPAL Marks throughout the United States and around the world.

34. PayPal has advertised and promoted the PAYPAL Marks through extensive internet advertising and promotion. PayPal and the PAYPAL Marks have enjoyed extensive media attention. As a result of the considerable publicity afforded the PAYPAL Marks, and the strong and loyal base of customers that PayPal enjoys for its goods and services, the PAYPAL Marks have a high degree of consumer recognition.

35. Apart from unauthorized infringing uses of such marks, which PayPal actively and diligently polices through its enforcement program, there is no material use of any highly similar mark by others.

36. Accordingly, when the public encounters the term PAYPAL, it immediately associates the term with PayPal, and thus the PAYPAL Marks are famous.

37. The PAYPAL Marks became famous before Applicant's first alleged use and before it filed its application to register the GUNPAL Mark on July 18, 2009.

38. The GUNPAL Mark is highly similar to the PAYPAL Marks, and if Applicant and others are permitted to register marks similar to the PAYPAL Marks, the proliferation of such marks will blur and weaken the connection in consumers' minds between the PAYPAL Marks and PayPal's goods and services.

39. Upon information and belief, Applicant intended to create an association between its GUNPAL Mark and PayPal's PAYPAL Marks and trade name.

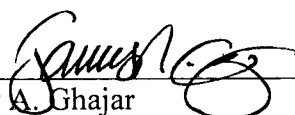
40. Accordingly, registration of the mark herein opposed is likely to dilute the distinctive quality of PayPal's famous PAYPAL Marks. Thus Applicant's mark is unregistrable pursuant to Sections 2(a)(d), 3, 13, and 43(c) of the United States Trademark Act, as amended, 15 U.S.C. §§1052(a)(d), 1053, 1063, 1125, and should be refused registration.

WHEREFORE, PayPal requests that Application Serial No. 77/784,325 be rejected, and that no registration be issued in connection with this application, and that this opposition be sustained in favor of PayPal.

Respectfully submitted,

PAYPAL INC.

Date: April 7, 2010

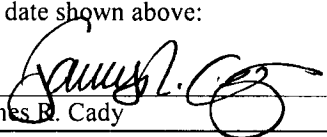
By: 
Bobby A. Ghajar
James R. Cady
Kelly Craven
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(213) 892-1800
Attorneys for Opposer

OF COUNSEL:
Mike M. Yaghmai, Esq.
PayPal Inc.
2145 Hamilton Avenue
San Jose, California 95125

CERTIFICATE OF MAILING

DATE OF DEPOSIT: April 7, 2010

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451 on the date shown above:


James R. Cady

CERTIFICATE OF SERVICE VIA MAIL

I, Rosario F. Renojo, secretary to James R. Cady, of Howrey LLP, attorneys for Opposer PayPal Inc., hereby certify that a true and complete copy of the foregoing NOTICE OF OPPOSITION was served on Applicant, The Cannon Group of Companies d/b/a GUNPAL, 1083 Vine Street, #215, Healdsburg, CA 95448 via postage prepaid by first-class mail on April 7, 2010.

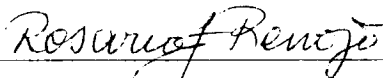

Rosario F. Renojo

EXHIBIT A

Int. Cl.: 36

Prior U.S. Cls.: 100, 101, and 102

United States Patent and Trademark Office

Reg. No. 2,646,490

Registered Nov. 5, 2002

**SERVICE MARK
PRINCIPAL REGISTER**

PAYPAL

CONFINITY, INC. (CALIFORNIA CORPORATION)
349 UNIVERSITY AVENUE
SUITE 200
PALO ALTO, CA 94301

AND PAYMENTS THEREOF, AND INSURANCE
FOR FINANCIAL TRANSACTIONS CONDUCTED
VIA GLOBAL COMPUTER NETWORK, IN CLASS 36
(U.S. CLS. 100, 101 AND 102).

FOR: CLEARING AND RECONCILING FINANCIAL
TRANSACTIONS VIA A GLOBAL COMPUTER
NETWORK; PROVIDING A WIDE VARIETY OF
BANKING SERVICES AND PROVIDING FINANCIAL
SERVICES, NAMELY, CREDIT CARD SERVICES,
PROCESSING AND TRANSMISSION OF BILLS

FIRST USE 10-0-1999; IN COMMERCE 10-0-1999.

SN 75-982,715, FILED 7-19-1999.

ROBIN CHOSID, EXAMINING ATTORNEY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:34:12 ET

Serial Number: 75982715 Assignment Information Trademark Document Retrieval

Registration Number: 2646490

Mark (words only): PAYPAL

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2009-02-03

Filing Date: 1999-07-19

Transformed into a National Application: No

Registration Date: 2002-11-05

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2009-02-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PAYPAL, INC.

Address:

PAYPAL, INC.
2211 North First Street
San Jose, CA 95131
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 036

Class Status: Active

Clearing and reconciling financial transactions via a global computer network; Providing a wide variety of banking services and providing financial services, namely, credit card services, processing and transmission of bills and payments thereof, and insurance for financial transactions conducted via global computer network

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 1999-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-10-15 - Notice Of Suit

2009-05-26 - Attorney Revoked And/Or Appointed

2009-05-26 - TEAS Revoke/Appoint Attorney Received

2009-02-03 - Section 8 (6-year) accepted & Section 15 acknowledged

2009-02-03 - Assigned To Paralegal

2008-10-29 - TEAS Section 8 & 15 Received

2008-02-25 - Applicant/Correspondence Changes (Non-Responsive) Entered

2008-02-25 - TEAS Change Of Owner Address Received

2008-02-19 - Case File In TICRS

2008-02-13 - Attorney Revoked And/Or Appointed

2008-02-13 - TEAS Revoke/Appoint Attorney Received

2003-07-03 - Section 7 correction issued

2003-05-15 - Section 7 amendment filed

2003-05-15 - PAPER RECEIVED

2002-11-05 - Registered - Principal Register
2002-08-22 - Allowed for Registration - Principal Register (SOU accepted)
2002-07-07 - Statement of use processing complete
2002-06-07 - Amendment to Use filed
2002-07-07 - Divisional processing completed
2002-06-07 - Divisional request received
2002-07-07 - Extension 1 granted
2002-06-07 - Extension 1 filed
2002-06-07 - PAPER RECEIVED
2002-01-08 - Noa Mailed - SOU Required From Applicant
2001-10-16 - Published for opposition
2001-09-26 - Notice of publication
2001-08-17 - Approved for Pub - Principal Register (Initial exam)
2001-08-16 - Examiner's amendment mailed
2001-08-15 - Assigned To Examiner
2001-08-14 - Assigned To Examiner
2001-08-08 - Petition To Revive-Granted
2000-11-16 - Petition To Revive-Received
2000-09-11 - Abandonment - Failure To Respond Or Late Response
2000-09-11 - Assigned To Examiner
2000-01-10 - Non-final action mailed
2000-01-04 - Assigned To Examiner
1999-12-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bobby A. Ghajar and James R. Cady

Correspondent

Bobby A. Ghajar and James R. Cady

Howrey LLP

1950 University Avenue, 4th Floor

East Palo Alto CA 94303-2281

Phone Number: (650) 798-3500

Fax Number: (650) 798-3600

EXHIBIT B

Int. Cls.: 9, 14, 21 and 25

**Prior U.S. Cls.: 2, 13, 21, 22, 23, 26, 27, 28, 29, 30, 33,
36, 38, 39, 40 and 50**

United States Patent and Trademark Office

Reg. No. 2,879,561

Registered Aug. 31, 2004

**TRADEMARK
PRINCIPAL REGISTER**

PAYPAL

PAYPAL, INC. (DELAWARE CORPORATION)
303 BRYANT STREET
MOUNTAIN VIEW, CA 94041

FOR: MOUSE PADS, IN CLASS 9 (U.S. CLS. 21, 23,
26, 36 AND 38).

FIRST USE 6-0-2001; IN COMMERCE 6-0-2001.

FOR: MONEY CLIPS MADE OF ANTIQUE SIL-
VER, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FIRST USE 6-0-2001; IN COMMERCE 6-0-2001.

FOR: MUGS, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29,
30, 33, 40 AND 50).

FIRST USE 6-0-2001; IN COMMERCE 6-0-2001.

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS,
JACKETS AND HATS, IN CLASS 25 (U.S. CLS. 22
AND 39).

FIRST USE 6-0-2001; IN COMMERCE 6-0-2001.

OWNER OF U.S. REG. NOS. 2,588,408 AND
2,646,490.

SER. NO. 78-295,648, FILED 9-3-2003.

TRACY FLETCHER, EXAMINING ATTORNEY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:32:42 ET

Serial Number: 78295648 Assignment Information Trademark Document Retrieval

Registration Number: 2879561

Mark (words only): PAYPAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-31

Filing Date: 2003-09-03

Transformed into a National Application: No

Registration Date: 2004-08-31

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PayPal, Inc.

Address:

PayPal, Inc.
303 Bryant Street
Mountain View, CA 94041
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Mouse pads

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

International Class: 014

Class Status: Active

Money clips made of antique silver

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

International Class: 021

Class Status: Active

Mugs

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

International Class: 025

Class Status: Active

Clothing, namely, shirts, T-shirts, jackets and hats

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

2588408

2646490

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-10-15 - Notice Of Suit

2009-05-26 - Attorney Revoked And/Or Appointed

2009-05-26 - TEAS Revoke/Appoint Attorney Received

2008-02-13 - Attorney Revoked And/Or Appointed

2008-02-13 - TEAS Revoke/Appoint Attorney Received

2004-08-31 - Registered - Principal Register

2004-06-08 - Published for opposition

2004-05-19 - Notice of publication

2004-03-23 - Approved for Pub - Principal Register (Initial exam)

2004-03-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bobby A. Ghajar and James R. Cady

Correspondent

Bobby A. Ghajar and James R. Cady

Howrey LLP

1950 University Avenue, 4th Floor

East Palo Alto CA 94303-2281

Phone Number: (650) 798-3500

Fax Number: (650) 798-3600

EXHIBIT C

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,959,971

Registered June 7, 2005

**TRADEMARK
PRINCIPAL REGISTER**

PAYPAL

PAYPAL, INC. (DELAWARE CORPORATION)
2211 N. FIRST ST.
SAN JOSE, CA 95131

FROM A GLOBAL COMPUTER NETWORK AND/
OR RECORDED ON COMPUTER MEDIA, IN CLASS
9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: COMPUTER SOFTWARE FOR PROCES-
SING ELECTRONIC PAYMENTS TO AND FROM
OTHERS THAT MAY BE DOWNLOADED FROM A
GLOBAL COMPUTER NETWORK AND/OR RE-
CORDED ON COMPUTER MEDIA; AUTHENTICA-
TION SOFTWARE THAT MAY BE DOWNLOADED

FIRST USE 8-21-2003; IN COMMERCE 8-21-2003.

SN 75-754,414, FILED 7-19-1999.

ROBIN CHOSID, EXAMINING ATTORNEY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:34:28 ET

Serial Number: 75754414 Assignment Information Trademark Document Retrieval

Registration Number: 2959971

Mark (words only): PAYPAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-06-07

Filing Date: 1999-07-19

Transformed into a National Application: No

Registration Date: 2005-06-07

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-04-28

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PAYPAL, INC.

Address:

PAYPAL, INC.
2211 N. First St.
San Jose, CA 95131
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for processing electronic payments to and from others that may be downloaded from a global computer network and/or recorded on computer media; authentication software that may be downloaded from a global computer network and/or recorded on computer media

Basis: 1(a)

First Use Date: 2003-08-21

First Use in Commerce Date: 2003-08-21

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-10-15 - Notice Of Suit

2009-05-26 - Attorney Revoked And/Or Appointed

2009-05-26 - TEAS Revoke/Appoint Attorney Received

2008-02-13 - Attorney Revoked And/Or Appointed

2008-02-13 - TEAS Revoke/Appoint Attorney Received

2005-06-07 - Registered - Principal Register

2005-04-04 - Law Office Registration Review Completed

2005-04-01 - Assigned To LIE

2005-03-28 - Allowed for Registration - Principal Register (SOU accepted)

2005-03-18 - Amendment From Applicant Entered

2005-03-01 - Communication received from applicant

2005-03-01 - PAPER RECEIVED

2005-02-09 - Non-final action mailed

2005-02-08 - SU - Non-Final Action - Written

2005-01-06 - Statement of use processing complete

2005-01-06 - Amendment to Use filed
2005-01-10 - PAPER RECEIVED
2004-07-29 - Extension 5 granted
2004-06-28 - Extension 5 filed
2004-07-13 - Case File In TICRS
2004-07-01 - PAPER RECEIVED
2003-12-22 - Extension 4 granted
2003-12-22 - Extension 4 filed
2003-12-29 - PAPER RECEIVED
2003-09-11 - Extension 3 granted
2003-06-27 - Extension 3 filed
2003-06-30 - PAPER RECEIVED
2003-04-09 - Extension 2 granted
2003-01-08 - Extension 2 filed
2003-01-13 - PAPER RECEIVED
2002-07-07 - Divisional processing completed
2002-06-07 - Divisional request received
2002-07-07 - Extension 1 granted
2002-06-07 - Extension 1 filed
2002-06-07 - PAPER RECEIVED
2002-01-08 - Noa Mailed - SOU Required From Applicant
2001-10-16 - Published for opposition
2001-09-26 - Notice of publication
2001-08-17 - Approved for Pub - Principal Register (Initial exam)
2001-08-16 - Examiner's amendment mailed

2001-08-15 - Assigned To Examiner
2001-08-14 - Assigned To Examiner
2001-08-08 - Petition To Revive-Granted
2000-11-16 - Petition To Revive-Received
2000-09-11 - Abandonment - Failure To Respond Or Late Response
2000-09-11 - Assigned To Examiner
2000-01-10 - Non-final action mailed
2000-01-04 - Assigned To Examiner
1999-12-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bobby A. Ghajar and James R. Cady

Correspondent

Bobby A. Ghajar and James R. Cady
Howrey LLP
1950 University Avenue, 4th Floor
East Palo Alto CA 94303-2281
Phone Number: (650) 798-3500
Fax Number: (650) 798-3600

EXHIBIT D

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 3,069,209

Registered Mar. 14, 2006

TRADEMARK
PRINCIPAL REGISTER

PAYPAL

PAYPAL, INC. (DELAWARE CORPORATION)
2211 NORTH FIRST STREET
SAN JOSE, CA 95131

FOR: MAGNETICALLY ENCODED CREDIT
CARDS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 6-0-2001; IN COMMERCE 6-0-2001.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,588,408, 2,646,490,
AND 2,866,665.

SN 78-387,008, FILED 3-18-2004.

DAVID MURRAY, EXAMINING ATTORNEY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:31:58 ET

Serial Number: 78387008 Assignment Information Trademark Document Retrieval

Registration Number: 3069209

Mark

PAYPAL

(words only): PAYPAL

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-03-14

Filing Date: 2004-03-18

Transformed into a National Application: No

Registration Date: 2006-03-14

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-02-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PayPal, Inc.

Address:

PayPal, Inc.
2211 North First Street

San Jose, CA 95131

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Magnetically encoded credit cards

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

2588408

2646490

2866665

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-05-26 - Attorney Revoked And/Or Appointed

2009-05-26 - TEAS Revoke/Appoint Attorney Received

2008-02-13 - Attorney Revoked And/Or Appointed

2008-02-13 - TEAS Revoke/Appoint Attorney Received

2006-03-14 - Registered - Principal Register

2006-02-07 - Assigned To Examiner

2006-01-30 - Law Office Registration Review Completed

2006-01-23 - Assigned To LIE

2006-01-03 - Allowed for Registration - Principal Register (SOU accepted)

2005-12-31 - Statement of use processing complete
2005-11-30 - Amendment to Use filed
2005-12-02 - PAPER RECEIVED
2005-09-06 - Noa Mailed - SOU Required From Applicant
2005-06-14 - Published for opposition
2005-05-25 - Notice of publication
2005-03-03 - Law Office Publication Review Completed
2005-02-23 - Assigned To LIE
2005-02-16 - Approved for Pub - Principal Register (Initial exam)
2005-02-14 - Amendment From Applicant Entered
2005-01-26 - Communication received from applicant
2005-01-26 - PAPER RECEIVED
2004-10-04 - Non-final action e-mailed
2004-10-04 - Non-Final Action Written
2004-09-28 - Assigned To Examiner
2004-03-31 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bobby A. Ghajar and James R. Cady

Correspondent

Bobby A. Ghajar and James R. Cady

Howrey LLP

1950 University Avenue, 4th Floor

East Palo Alto CA 94303-2281

Phone Number: (650) 798-3500

Fax Number: (650) 798-3600

EXHIBIT E

Int. Cls.: 9, 16, 21, 25, 36, and 45

Prior U.S. Cls.: 2, 5, 13, 21, 22, 23, 26, 29, 30, 33, 36,
37, 38, 39, 40, 50, 100, 101, and 102

Reg. No. 3,680,256

United States Patent and Trademark Office

Registered Sep. 8, 2009

TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER

PayPal

PAYPAL, INC. (DELAWARE CORPORATION)
2211 NORTH FIRST STREET
SAN JOSE, CA 95131

FOR: CLOTHING, NAMELY, SHIRTS, T-SHIRTS,
JACKETS AND HEADGEAR, IN CLASS 25 (U.S. CLS.
22 AND 39).

FOR: COMPUTER SOFTWARE FOR PROCES-
SING ELECTRONIC PAYMENTS AND TRANSFER-
RING FUNDS TO AND FROM OTHERS;
AUTHENTICATION SOFTWARE FOR CONTROL-
LING ACCESS TO AND COMMUNICATIONS WITH
COMPUTERS THAT MAY BE DOWNLOADED
FROM A GLOBAL COMPUTER NETWORK AND/
OR RECORDED ON COMPUTER MEDIA; MAGNE-
TICALLY ENCODED CREDIT CARDS AND PAY-
MENT CARDS; COMPUTER HARDWARE
SECURITY DEVICE, NAMELY, A NON-PREDICT-
ABLE CODE CALCULATOR FOR ACCESSING A
HOST DATABASE COMPUTER, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

FIRST USE 11-0-2008; IN COMMERCE 11-0-2008.

FOR: FINANCIAL SERVICES, NAMELY, ELEC-
TRONIC FUNDS TRANSFER VIA ELECTRONIC
COMMUNICATIONS NETWORKS; CLEARING
AND RECONCILING FINANCIAL TRANSACTIONS
VIA ELECTRONIC COMMUNICATIONS NET-
WORKS; PROVIDING A WIDE VARIETY OF PAY-
MENT AND FINANCIAL SERVICES, NAMELY,
CREDIT CARD SERVICES, ISSUING CREDIT
CARDS AND LINES OF CREDIT, PROCESSING
AND TRANSMISSION OF BILLS AND PAYMENTS
THEREOF, BILL PAYMENT SERVICES WITH
GUARANTEED PAYMENT DELIVERY, AND
BROKERAGE OF MONEY MARKET FUNDS, ALL
CONDUCTED VIA A GLOBAL COMMUNICATIONS
NETWORK, IN CLASS 36 (U.S. CLS. 100, 101 AND
102).

FIRST USE 9-7-2008; IN COMMERCE 9-7-2008.

FOR: DISPUTE RESOLUTION SERVICES; PRO-
VIDING FINANCIAL FRAUD PROTECTION AND
PREVENTION, IN CLASS 45 (U.S. CLS. 100 AND 101).

FIRST USE 9-7-2008; IN COMMERCE 9-7-2008.

OWNER OF U.S. REG. NOS. 2,588,408, 2,959,971,
AND OTHERS.

SN 77-158,744, FILED 4-17-2007.

MICHAEL LITZAU, EXAMINING ATTORNEY

FIRST USE 9-7-2008; IN COMMERCE 9-7-2008.

FOR: PAPER AND STATIONERY ITEMS, NAME-
LY, MEMO PADS AND PENS; PUBLICATIONS AND
PRINTED MATERIALS, NAMELY, A SERIES OF
INSTRUCTIONAL BOOKS AND TEACHING MATE-
RIALS IN THE FIELD OF CLEARING AND RE-
CONCILING FINANCIAL TRANSACTIONS VIA
ELECTRONIC COMMUNICATIONS NETWORKS;
CREDIT CARDS WITHOUT MAGNETIC CODING,
IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 11-0-2008; IN COMMERCE 11-0-2008.

FOR: CONTAINERS FOR FOOD OR BEVERA-
GES, NAMELY, TUMBLERS, AND PLASTIC WA-
TER BOTTLES, ALL SOLD EMPTY, IN CLASS 21
(U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

FIRST USE 11-0-2008; IN COMMERCE 11-0-2008.

SN 77-158,744, FILED 4-17-2007.

MICHAEL LITZAU, EXAMINING ATTORNEY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:33:58 ET

Serial Number: 77158744 Assignment Information

Trademark Document Retrieval

Registration Number: 3680256

Mark

The image shows the PayPal logo, with the word "Pay" in a large, bold, black font and "Pal" in a smaller, lighter font to its right.

(words only): PAYPAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2009-09-08

Filing Date: 2007-04-17

Transformed into a National Application: No

Registration Date: 2009-09-08

Register: Principal

Law Office Assigned: LAW OFFICE 104

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2009-07-31

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PayPal, Inc.

Address:

PayPal, Inc.
2211 North First Street

San Jose, CA 95131

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for processing electronic payments and transferring funds to and from others; authentication software for controlling access to and communications with computers that may be downloaded from a global computer network and/or recorded on computer media; magnetically encoded credit cards and payment cards; computer hardware security device, namely, a non-predictable code calculator for accessing a host database computer

Basis: 1(a)

First Use Date: 2008-09-07

First Use in Commerce Date: 2008-09-07

International Class: 016

Class Status: Active

Paper and stationery items, namely, memo pads and pens; publications and printed materials, namely, a series of instructional books and teaching materials in the field of clearing and reconciling financial transactions via electronic communications networks; credit cards without magnetic coding

Basis: 1(a)

First Use Date: 2008-11-00

First Use in Commerce Date: 2008-11-00

International Class: 021

Class Status: Active

Containers for food or beverages, namely, tumblers, and plastic water bottles, all sold empty

Basis: 1(a)

First Use Date: 2008-11-00

First Use in Commerce Date: 2008-11-00

International Class: 025

Class Status: Active

Clothing, namely, shirts, T-shirts, jackets and headgear

Basis: 1(a)

First Use Date: 2008-11-00

First Use in Commerce Date: 2008-11-00

International Class: 036

Class Status: Active

Financial services, namely, electronic funds transfer via electronic communications networks; clearing and reconciling financial transactions via electronic communications networks; providing a wide variety of payment and financial services, namely, credit card services, issuing credit cards and lines of credit, processing and transmission of bills and payments thereof, bill payment services with guaranteed payment delivery, and brokerage of money market funds, all conducted via a global communications network

Basis: 1(a)

First Use Date: 2008-09-07

First Use in Commerce Date: 2008-09-07

International Class: 045

Class Status: Active

Dispute resolution services; providing financial fraud protection and prevention

Basis: 1(a)

First Use Date: 2008-09-07

First Use in Commerce Date: 2008-09-07

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Prior Registration Number(s):

2588408

2646490

2959971

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-10-15 - Notice Of Suit

2009-09-08 - Registered - Principal Register

2009-07-31 - Law Office Registration Review Completed

2009-07-31 - Assigned To LIE

2009-07-30 - Allowed for Registration - Principal Register (SOU accepted)

2009-07-28 - Statement of use processing complete

2009-07-06 - Amendment to Use filed

2009-07-28 - Case Assigned To Intent To Use Paralegal

2009-07-06 - TEAS Statement of Use Received

2009-05-26 - Attorney Revoked And/Or Appointed

2009-05-26 - TEAS Revoke/Appoint Attorney Received

2008-12-24 - Extension 1 granted
2008-12-24 - Extension 1 filed
2008-12-24 - TEAS Extension Received
2008-07-08 - Noa Mailed - SOU Required From Applicant
2008-04-15 - Published for opposition
2008-03-26 - Notice of publication
2008-03-07 - Law Office Publication Review Completed
2008-03-07 - Assigned To LIE
2008-02-13 - Approved for Pub - Principal Register (Initial exam)
2008-02-08 - Teas/Email Correspondence Entered
2008-02-07 - Communication received from applicant
2008-02-07 - TEAS Response to Office Action Received
2008-02-07 - Attorney Revoked And/Or Appointed
2008-02-07 - TEAS Revoke/Appoint Attorney Received
2008-02-07 - TEAS Change Of Correspondence Received
2007-08-07 - Notification Of Non-Final Action E-Mailed
2007-08-07 - Non-final action e-mailed
2007-08-07 - Non-Final Action Written
2007-07-31 - Assigned To Examiner
2007-04-21 - Notice Of Pseudo Mark Mailed
2007-04-20 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Bobby A. Ghajar

Correspondent
BOBBY A. GHAJAR

HOWREY LLP
1950 UNIVERSITY AVENUE, 4TH FLOOR
EAST PALO ALTO, CA 94303-2281
Phone Number: (650) 798-3500
Fax Number: (650) 798-3600

EXHIBIT F



United States Patent and Trademark Office

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Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Wed Mar 31 03:59:52 EDT 2010

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[FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)

Please logout when you are done to release system resources allocated for you.

List At:

OR

to record:

Record 5 out of 8

(Use the "Back" button of the Internet

Browser to return to TESS)

PayPal X

Word Mark
PAYPAL X
Goods and Services

IC 009. US 021 023 026 036 038. G & S: Computer software for use in developing other computer software and software applications; computer software development tools

IC 042. US 100 101. G & S: Design and development of computer software and application programming interfaces (API); providing information in the field of computer software and computer software design and development; technical support services, namely, troubleshooting of computer software problems

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

26.13.21 - Quadrilaterals that are completely or partially shaded

Serial Number

77856538

Filing Date

October 23, 2009

Current Filing Basis

1B

Original Filing Basis

1B

Owner

(APPLICANT) PayPal, Inc. CORPORATION DELAWARE 2211 North First Street San Jose CALIFORNIA 95131

Attorney of Record

BOBBY A. GHAJAR AND JAMES R. CADY

Prior Registrations

2646490;2959571;3680256;AND OTHERS

Description of

The color(s) blue is/are claimed as a feature of the mark. The mark consists of the term PAYPAL

Mark and a stylized letter X in a box design, with the entire mark appearing in varying shades of blue.
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

TESS HOME	NEW USER	STRUCTURED	FREE FORM	DOC AND DOCX	SEARCH OG	TOP	HELP	SEARCH LOG	CURR LIST
PREV DOC	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

| HOME | SITE INDEX | SEARCH | eBUSINESS | HELP | PRIVACY POLICY

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-03-31 16:28:36 ET

Serial Number: 77856538 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

PayPal X

(words only): PAYPAL X

Standard Character claim: No

Current Status: A non-final action has been mailed. This is a letter from the examining attorney requesting additional information and/or making an initial refusal. However, no final determination as to the registrability of the mark has been made.

Date of Status: 2010-02-01

Filing Date: 2009-10-23

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 113

Attorney Assigned:
KEARNEY COLLEEN

Current Location: M4X -TMO Law Office 113 - Examining Attorney Assigned

Date In Location: 2010-02-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. PayPal, Inc.

Address:
PayPal, Inc.
2211 North First Street

San Jose, CA 95131

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in developing other computer software and software applications; computer software development tools

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Design and development of computer software and application programming interfaces (API); providing information in the field of computer software and computer software design and development; technical support services, namely, troubleshooting of computer software problems

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) blue is/are claimed as a feature of the mark.

Description of Mark: The mark consists of the term PAYPAL and a stylized letter X in a box design, with the entire mark appearing in varying shades of blue.

Design Search Code(s):

26.13.21 - Quadrilaterals that are completely or partially shaded

Prior Registration Number(s):

2646490

2959571

3680256

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-02-01 - Notification Of Non-Final Action E-Mailed
2010-02-01 - Non-final action e-mailed
2010-02-01 - Non-Final Action Written
2010-01-27 - Assigned To Examiner
2009-10-30 - Notice Of Design Search Code And Pseudo Mark Mailed
2009-10-29 - New Application Office Supplied Data Entered In Tram
2009-10-27 - TEAS Voluntary Amendment Received
2009-10-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION


Attorney of Record

BOBBY A. GHAJAR AND JAMES R. CADY

Correspondent

BOBBY A. GHAJAR AND JAMES R. CADY
HOWREY LLP
1950 UNIVERSITY AVE FL 4
EAST PALO ALTO, CA 94303-2250
Phone Number: (650) 798-3500
Fax Number: (650) 798-3600

EXHIBIT G

Sign In 



Email Address:

Password:

Sign Up - It's Free!

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[Support](#)



What is GUNPAL?

- Send Money to anyone with an email address.
- Easily pay for anything using the web.
- Sign-up is free, quick, and easy.

GUNPAL is an alternative to PayPal™ that does not discriminate based on the nature of your transaction, requiring only that the merchandise or services you purchase be legal. See our [User Agreement](#) and [About Us](#) for more.

(PayPal™ is a Trademark of eBay, Inc. with which we have no affiliation.)

Sign Up - It's Free!



Latest News & Spotlights

CALGUNS.NET & GUNPAL are going racing!

Join Team CALGUNS.NET Racing and GUNPAL as we showcase Craig Mason at the AMA Nationals this May 14-16 at Infineon Raceway in Sonoma, CA - [Read More](#).

CEO Ben Cannon on Gun Talk Radio

Ben Cannon talks about the company on Tom Gresham's Gun Talk Radio [Click to Listen](#).

GUNPAL reaches 10,000 users in less than 90 days.

Over 700 businesses presently accept GUNPAL. - [Read More](#).

GUNPAL and AuctionArms



GUNPAL is now the Payments Processor of Choice for AuctionArms - 'The official Auction website of the NRA'.

Auction Arms customers will enjoy Buyer Protection every time they pay with GUNPAL. [Read More](#).

People are Talking

Testimonials from Real Customers

"You guys have been great and I will definitely recommend you to others" - D.FOWLER.

"I just recently found your business, and I'm thrilled." - T.BUSH.

"GunPal, thank God for you guys coming around. Today I received my first order using GunPal and I'm so excited" - J.VALDES.

"The more I use GunPal and work with you guys, the more I love it. I won't even use PayPal anymore for anything." - C.BAILEY.



Who Accepts GUNPAL?

Over 700 businesses currently accept GUNPAL, here are some of the latest ones.

[AuctionArms.com](#)

VeriSign EV SSL Certificate

[AR15.com](#)

VeriSign EV SSL Certificates give
gunpal.com the "Green Bar" and the
highest level of protection anywhere in
the Financial industry.

[CaliforniaRifles.com](#)

[WBTactical.com](#)

[CalgunsFoundation.org](#)

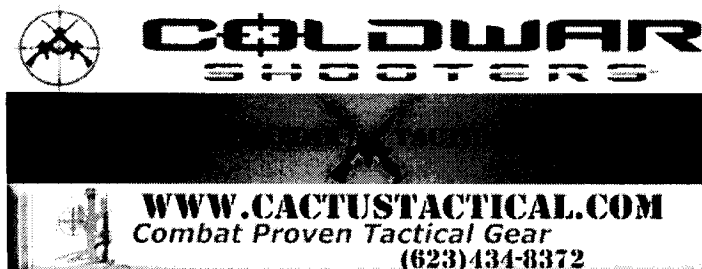
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"GUNPAL", "G>" and the GUNPAL Logo are Trademarks of GUNPAL, Inc.

"PayPal" is a Trademark of eBay, Inc, a company with which we have no affiliation.

EXHIBIT H



CALGUNS.NET

The California Firearms Enthusiast's Home On The Internet

Home	My iTrader	Donate to The Calguns Foundation	Sponsors	CGN Google Search
CA AW ID Flowchart	CA Rifle AW ID Interactive Chart	CA Handgun AW ID Flowchart	CA Shotgun AW ID Flowchart	OLL Assembly Guide
Calguns.net > General Discussions > 2nd Amend. Politics and Laws GUNPAL CEO Ben Cannon on Tom Gresham's Gun Talk Radio Easter Sunday @ 5PM				User Name <input type="text"/> Password <input type="password"/> <input type="button" value="Log in"/>
Register	FAQ	Members List	Calendar	Chat

2nd Amend. Politics and Laws Discuss gun rights and 2A related political topics here. All advice given is NOT legal counsel.



Page 1 of 2 1 2 >

Thread Tools / Display Modes

04-02-2010, 10:31 AM

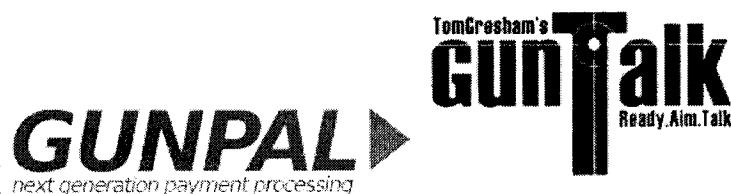
#1



artherd
 Director

Join Date: Oct 2005
 Location: North SF Bay Area
 Posts: 5,012
 iTrader: 1 / 100%

[GUNPAL CEO Ben Cannon on Tom Gresham's Gun Talk Radio Easter Sunday @ 5PM](#)



HEALDSBURG, CA - April 2, 2010 (For Immediate Release)

GUNPAL CEO Ben Cannon will be on Tom Gresham's Gun Talk Radio this Easter Sunday 04/04/2010 Easter Sunday @ 5PM Pacific discussing the new firearms friendly payment service and how easy and secure it is to pay anyone.

"Ben Cannon, Owner and CEO of Gunpal.com, saw a void in the world of firearms sales and filled it with an online payment system solely devoted to firearms and firearm accessories. (The popular online pay system, Paypal, will not allow users to buy firearms with its service.) Users of the payment site can pay anyone with an email address, and more than 700 online businesses currently use Gunpal.com."

About GUNPAL:

GUNPAL is an online payments and money transfer service that allows you to send money to anyone with an email address in a transaction-neutral environment. GUNPAL has revolutionized the transfer of money in heavily regulated industries and deals with fraud in a unique and very successful way. Accounts at GUNPAL are FDIC insured. The company is expected to expand its offerings internationally in the near future. For more information please visit <https://www.gunpal.com/> or contact pr@gunpal.com

About Tom Gresham's Gun Talk:

Gun Talk Radio is in its 15th year of national syndication. Gun Talk Radio currently runs on 90 stations and Sirius/XM Satellite Radio. All Gun Talk shows are available as a podcast through Apple iTunes or at www.guntalk.libsyn.com. More information is available at www.guntalk.com. "Gun Talk" and "Tom Gresham's Gun Talk" are registered trademarks.

- Ben Cannon. [Facebook](#) | [Twitter](#)

Chairman, CEO - GUNPAL, Inc.™

Director, Founder - GeoVario™, LLC. - The RKBA Friendly host who donates hosting to Calguns™ Facebook | Twitter

Postings are my own, and are not formal positions of any other entity, or legal advice.

Last edited by artherd; 04-02-2010 at 10:37 AM..



04-02-2010, 10:39 AM

#2



oldrifle

CGN Contributor - Lifetime

Join Date: Oct 2007
Location: santa clara
Posts: 1,000
iTrader: 1 / 100%

L

Sweet! I'll be listening. GUNPAL rules.

The Calguns Foundation™ -- Proud Donor. Please join me in donating now to help protect our 2nd amendment rights.

Get your OR CCW without having to leave CA. Donate to Sheriff Palmer and let's make this happen!



04-04-2010, 05:33 PM

#3



artherd

Director

Join Date: Oct 2005
Location: North SF Bay Area
Posts: 5,012
iTrader: 1 / 100%

L

Interview is up!

http://guntalk.libsyn.com/guntalk_2010_04_04_part_c

- Ben Cannon. Facebook | Twitter
Chairman, CEO - GUNPAL, Inc.™
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04-04-2010, 08:18 PM

#4

gunsmith

Member

Join Date: May 2004
Location: San Fran don't call it Frisco
Posts: 447
iTrader: 1 / 100%

L

the pc I use doesn't have speakers, but I cant wait to hear it, keep up the good work

NRA Life Member



04-04-2010, 10:21 PM

#5

Twystd1

Member

Join Date: Oct 2009
Location: The OC
Posts: 126
iTrader: 9 / 100%

L

You sound more funny looking than your picture. 🌐

That was fun to listen too.

Stay with it Ben. We need more folks like you supporting our cause.

Thanks.. !!!

Twystd1



04-04-2010, 10:27 PM

#6



artherd
Director

Join Date: Oct 2005
Location: North SF Bay Area
Posts: 5,012
iTrader: 1 / 100%

L
Hahahha you know that feeling you get when you listen to your own voice and you think "do I really sound like that?" ☺

Thanks guys!

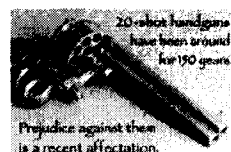
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04-04-2010, 10:39 PM

#7



jdberger
C3 Leader

Join Date: Oct 2005
Posts: 4,552
iTrader: 4 / 100%

L
Yes - you really sound like that.
Nice interview! A little wonky for the GunTalk folks, but still great.
As always, Ben, it's an honor....!
90% of winning is simply showing up.
"....when was the last time you volunteered for NRA/CRPA/CGN?" **wildhawker**
"Alan Gura says, 'Hello'" **Bweise**
Many thoughtful, well-meaning people in Euro-America hew to the shibboleth that it's horribly presumptuous, neo-colonialist, to criticize any other culture. Of our own culture, though, we're expected to be harshly critical. **Ultima Thule**

Last edited by jdberger; 04-04-2010 at 10:41 PM.



04-04-2010, 11:51 PM

#8



KylaGWolf
Senior Member

Join Date: Jul 2008
Location: San Diego
Posts: 1,189
iTrader: 0 / 0%

L
Sorry I missed it. I was too busy fielding phone calls with the are you guys OK after the earthquake we had today. Got to love family that freaks when they hear the words earthquake. ☺

"I declare to you that women must not depend upon the protection of man, but must be taught to protect herself, and there I take my stand." Susan B. Anthony

Quote

04-04-2010, 11:58 PM

#9



ANDREW MENDEZ

Veteran Member

Join Date: Jan 2009

Location: "626"

Posts: 2,592

iTrader: 8 / 100%

L

Listening now, Ben, you are awesome!

I committed to donating at least 10 measly bucks a month to the CGF.

Join me in the fight

Hey, I need your help with this tool!



Quote

04-05-2010, 12:24 AM

#10

anthonyca

Senior Member

Join Date: May 2008

Posts: 1,362

iTrader: 0 / 0%

L

Great job. Are they going to have you back to talk about any of the other great things you have done for gun rights?

Quote

Post Reply

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Commissioner for Trademarks
Trademark Trial and Appeal Board
P. O. Box 1451
Alexandria, VA 22313-1451

Re: Notice of Opposition
Mark: GUNPAL
Serial No.: 77/784,325
Applicant: The Cannon Group of Companies dba GUNPAL

Dear Sir or Madam:

Enclosed please find the following:

1. This transmittal letter (in duplicate);
2. Notice of Opposition
3. A self-addressed stamped postcard to evidence receipt of Notice of Opposition.


Please charge all necessary government fees or credit any overpayment to Deposit Account No. 08-3038, reference 14482.0056.00US00/J. CADY.

Please return the enclosed postcard to evidence receipt of the above-referenced documents.

Very truly yours,


James R. Cady

/rfr
Enclosures


04-12-2010

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